

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF MASSACHUSETTS

ECHOSTAR TECHNOLOGIES
CORPORATION,

Plaintiff,

-against-

HANY SAID,

Defendants.

NOTICE OF DISMISSAL

Civil Action No. 04-10725 MLW
Honorable Mark L. Wolfe

ECHOSTAR TECHNOLOGIES CORPORATION, Plaintiff in the above entitled action, having compromised this action and no party herein being an infant or incompetent for whom a committee has been appointed and there being no person not a party who has any interest in the subject matter of said action, hereby moves that the above entitled action be dismissed with prejudice and without costs to either party pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure.

Dated: May 5, 2004
Ellenville, New York

ECHOSTAR TECHNOLOGIES
CORPORATION,

BY: /s/ Wayne D. Lonstein
WAYNE D. LONSTEIN
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Our File No. ECT-9MA-01